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International Application No. : PCT/EP2003/011846

International Filing Date : 24 October 2003 (24.10.2003)

Priority Date(s) Claimed : 07 November 2002 (07.11.2002)

Applicant(s) (DO/EO/US) : Ratan CHAUDHURI, et al.

Title: TOPICAL ANHYDROUS DELIVERY SYSTEM FOR ANTIOXIDANTS

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

Timing and Fees

					
\boxtimes	Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this information disclosure statement is filed:				
		within three months of the filing date of a national application other than a CPA under § 1.53(d);			
	\boxtimes	within three months of the actual filing date of the national phase of a PCT application; OR			
		before the mailing of a first substantive office action (including after filing of an RCE).			
	Under 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the perspecified in 37 C.F.R. § 1.97(b), but before the mailing date of:				
•		a final rejection under 37 C.F.R. 1.113; termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR a notice of allowance under 37 C.F.R. § 1.311; and			

		is accompanied by:						
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR					
			a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).					
	Under date of	37 C.F.I f the foll	37 C.F.R. § 1.97(d), this information disclosure statement is filed after the mailing the following actions which have not been withdrawn:					
		a final	action under 37 C.F.R. § 1.113;					
		termina	ation of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2);					
		OR a n	notice of allowance under 37 C.F.R. § 1.311;					
	AND is filed on or before payment of the issue fee; AND is accompanied by:							
		the star \$180.0	tement as specified in 37 C.F.R. § 1.97(e) as set forth below, and the fee of 00 under 37 C.F.R. § 1.17(p).					
Staten	nents U	nder 37	C.F.R. 1.97(e)					
			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or					
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.					
Cited	Materi	<u>als</u>						
•		Copies of materials listed but not attached were cited in benefit (35 U.S.C. § 1 ancestor application Serial No, on Form 892 by the Examiner and/or Form 1449 by the applicant; see 37 C.F.R. § 1.98(d).						
	\boxtimes	Copie report	es of materials listed but not attached were cited in an international search t dated <u>January 20, 2004</u> .					
		Not re	equired by 37 CFR § 1.98.					
		Copie	es of the materials listed are attached (except for the foregoing).					

Non-English Language References

	\boxtimes	An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).				
		A foreign-language search report from a foreign patent office is provided, and pertinent parts are translated substantively below:				
		 X = document of particular relevance when it is taken alone Y = document of particular relevance when it is combined with another such document 				
•		A = document defining the general state of the art O = non-written disclosure				
		 P = intercalated document T = document cited to understand the theory or principle underlying the invention 				
		E = patent document which has the benefit of a date earlier than the filing date and which was published only on or after this filing date				
		D = cited in the application L = cited for another reason				
		& = publication of member of same patent family				
		Translation of other relevant information on foreign search report				
Other	Inform	ation				
Paym	ent of F	ees Due (If Any):				
	A che	ck for \$ covering the fee identified above is attached.				
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The Commissioner is hereby authorized to charge or credit any overpayment to Deposit

Account #13-3402, two copies of this paper are attached for this purpose.

JC20 Rec of CVPTO 0 6 MAY 2005

Respectfully submitted,

Anthony J. Zelano, Reg. No. 27,969 Attorney/Agent for Applicants

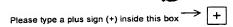
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Attorney Docket No.: MERCK-3004

Date: May 6, 2005

AJZ:ssr



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Substitute for form 1449A/PTO Application Number 24 October 2003 (24.10.2003) INFORMATION DISCLOSURE Filing Date Ratan CHAUDHURI, et al STATEMENT BY APPLICANT First Named Inventor unknown Group Art Unit unknown (use as many sheets as necessary) Examiner Name **MERCK-3004** Attorney Docket Number of Sheet

			U.S. F	PATENT DOCUMENTS	
Examiner Initials *	Cite No.1	U.S. Patent Document	Kind Code	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
mudia	001	6,261,605	<u>, , , , , , , , , , , , , , , , , , , </u>	SINGH-VERMA SHYAM B	07-17-2001
	002	6,362,167		GHOSAL SHIBNATH	03-26-2002
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	004	6,146,664		SIDDIQUI	11-14-2000
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				FOREIG	N PATENT DOCUMENTS			
		Foreign Patent Document				Date of Publication of	Pages, Columns, Lines, Where Relevant	
Examiner Initials*	Cite No.1	Office ³	Number ⁴	Kind Code ⁵ (if known)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	T ⁶
mais	005	EP	0345571		EAU DE COLOGNE, ET AL.	12-13-1989		004
	006	wo	0002535		SHAKLEE CORP, ET AL.	01-20-2000		
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